

**Sonos, Inc.'s Opp'n to Google LLC's
Motion *In Limine* No. 1**

EXHIBIT G

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SONOS, INC.,
Plaintiff,
vs. Case No. 3:21-CV-07559-WHA
GOOGLE LLC
Defendant.

- AND -

GOOGLE LLC,

Plaintiff,

vs.

Case No. 3:20-CV-06754-WHA

SONOS, INC.,

Defendant.

CONFIDENTIAL - ATTORNEYS' EYES ONLY

ZOOM DEPOSITION OF JAMES E. MALACKOWSKI

(Reported Remotely via Video & Web videoconference)

Miami, Florida (Deponent's location)

Monday, January 30, 2022

Volume 1

STENOGRAPHICALLY REPORTED BY:

REBECCA L. ROMANO, RPR, CSR, CCR

California CSR No. 12546

Nevada CCR No. 827

Oregon CSR No. 20-0466

Washington CCR No. 3491

JOB NO. 5686085

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1 this technology into its products" -- that -- 04:04:51

2 that's referring specifically to the hypothetical
3 negotiation under Georgia-Pacific whereby Sonos
4 would convey a bare patent license to Google?

5 A. Correct. It would be Google, if you want 04:05:05

6 to implement this technology, you need to have a
7 license to this patent. You need to pay a fee. We
8 know the value of such permission, because we can
9 look under GP12 to market indicators of what that
10 is worth. 04:05:20

11 Q. Although the -- the offerings of a
12 third-party company IFTTT actually provides
13 software, right, not just a bare patent license,
14 correct?

15 A. It does. We talked about before lunch 04:05:38
16 the consideration of that and that the
17 implementation cost of the software is de minimis,
18 according to Mr. Bakewell, and so the revenue would
19 represent the -- essentially the value.

20 And the custom and practice of this 04:05:55
21 industry and this licensee is to share on a revenue
22 basis. So all of that's factored into the very
23 specific facts of this case.

24 Q. Would -- would the implementation cost of
25 the software to practice the '966 and the '885 have 04:06:15

1 I, Rebecca L. Romano, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:

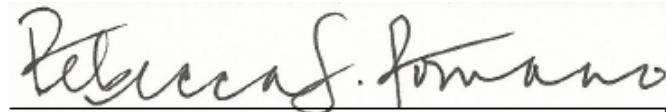
4 That the foregoing proceedings were taken
5 before me remotely at the time and place herein set
6 forth; that any deponents in the foregoing
7 proceedings, prior to testifying, were administered
8 an oath; that a record of the proceedings was made
9 by me using machine shorthand which was thereafter
10 transcribed under my direction; that the foregoing
11 transcript is true record of the testimony given.

12 Further, that if the foregoing pertains to the
13 original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [] was [X] was not requested.

16 I further certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or any party to this action.

19 IN WITNESS WHEREOF, I have this date
20 subscribed my name.

21 Dated: February 2, 2023

22
23 
24

25 Rebecca L. Romano, RPR, CCR

CSR. No 12546